CERTIFICATE OF FACSIMILE TRANSMISSION

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1 hereby certify that this correspondence is being transmitted to Group Art Unit 2834, 703-872-9306, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 14, 2004

PATENT 36856.1238

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michio KADOTA

Serial No.: 10/813,690

Filed: March 31, 2004

Title: SURFACE ACOUSTIC WAVE DEVICE

AND COMMUNICATION DEVICE

Art Unit: 2834

Examiner: T. Dougherty

PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Prior to examination on the merits of the above-identified patent application, Applicants respectfully request entry and consideration of the following Amendment:

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Amendments to the Claims are reflected in the listing of the claims which of this paper. begins on page

of this paper and include Amendments to the Drawings begin on page an attached replacement sheet. An Appendix including the amended drawing figures is attached following page of this paper.

Remarks/Arguments begin on page 3 of this paper.

Please note, if a box is not checked, then no corresponding amendment is being made.